

Kerala Gazette No. 16 dated 19th April 2011.

PART I

Section iv



GOVERNMENT OF KERALA

Local Self Government (RD) Department

NOTIFICATION

No. 48302/RD1/2010/LSGD. *Dated, Thiruvananthapuram, 19th March 2011.*

In pursuance of clause (3) of Article 348 of the Constitution of India, the Governor is pleased to authorize the publication in the Gazette of the following translation in the English Language of the Kerala Local Authorities (Disqualification of Defected Members) Amendment Rules, 2000.

By order of the Governor,

S. M. VIJAYANAND,

Additional Chief Secretary to Government.

THE KERALA LOCAL AUTHORITIES (DISQUALIFICATION OF
DEFECTED MEMBERS) AMENDMENT RULES, 2000

[Translation in English of the Kerala Local Authorities (Disqualification of Defected Members) Amendment Rules, 2000, published under the authority of the Governor.]

S.R.O. No. 209/2001.—In exercise of the powers conferred by sub-section (1) of section 7 of the Kerala Local Authorities (Prohibition of Defection) Act, 1999 (11 of 1999), and in consultation with the State Election Commission, the Government of Kerala, hereby make the following rules to amend the Kerala Local Authorities (Disqualification of Defected Members) Rules, 2000 issued under Notification No. G. O. (P) 64/2000/LSGD dated 21st February, 2000 and published as S. R. O. No. 158/2000 in the Kerala Gazette Extraordinary No. 346 dated 22nd February, 2000, namely:—

RULES

1. *Short title and commencement.*—(1) These rules may be called the Kerala Local Authorities (Disqualification of Defected Members) Amendment Rules, 2000.

(2) They shall come into force at once.

2. *Amendment of the Rules.*—In the Kerala Local Authorities (Disqualification of Defected Members) Rules, 2000, after rule 4, the following rule shall be inserted, namely:—

“4A. *Petition regarding disqualification.*—(1) If any subject arises as to whether a member of a local authority has become subject to disqualification by the act, a member of that local authority or a member authorized to give directions to that member as per sub rule (1) of rule 4 may file a petition before the State Election Commission to decide the matter.

(2) The petition as per sub-rule (1) shall be filed within 15 days from the date of deemed disqualifications of the Member:

Provided that if the petitioner proves that there exist sufficient reason for not filing the petition within the time limit specified, the State Election Commission may accept the petition”.

By order of the Governor,

S. M. VIJAYANAND,

Additional Chief Secretary to Government.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

Government have decided to prescribe the time limit for filing petition regarding disqualification of a member due to defection and the person who can file the petition representing political party or coalition before the State Election Commission.

This notification is intended to achieve the above object.
